THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO. 21131 OF 1994

Date: 24.01.2006

Between:

Laxia, S/o Gangia, aged 50 years, Occ: Agriculturist, R/o Vitholi Village, Mudhole Mandal, Adilabad District.

…Petitioner.

And

The R.D.O.,Nirmal, Adilabad Districtl and two others.

…. Respondents.

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WRIT PETITION NO. 21131 OF 1994

ORDER:

The show cause notice issued by the 1st respondent on 08.09.1994, whereby the petitioner was directed to submit his explanation and produce documentary evidence within three months from the date of receipt of the notice, failing which action would be taken to resume land into government custody, is impugned in this writ petition.

Sri J.V. Prasad, learned Counsel for the petitioner would raise several contentions before this Court including one of jurisdiction. Since the proceedings dated 08.09.1994, impugned in this writ petition, is merely a show cause notice calling upon the petitioner to submit his explanation and produce documentary evidence, it is open to the petitioner to raise all such contentions, including jurisdiction, before the 1st respondent, who shall consider the explanation and the documentary evidence filed therewith and pass appropriate orders in this regard.

Sri J.V. Prasad, learned Counsel for the petitioner, would request that the petitioner be permitted to file an additional explanation, placing all facts and relevant material and raise all questions of law before the 1st respondent.

In case the petitioner submits his explanation within three weeks from today, the 1st respondent shall consider the same along with the explanation already filed and pass appropriate orders thereon before taking any action to resume the lands into government custody.

The writ petition is disposed of. No order as to costs.

Date: 24.01.2006

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RAMESH RANGANATHAN, J

MRKR